



County of Monterey

Item No.

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: A 24-314

June 25, 2024

Introduced: 6/7/2024

Current Status: Agenda Ready

Version: 1

Matter Type: BoS Agreement

- a. Authorize the County Counsel to execute amendment No. 6 to the agreement (A-13923) with Best Best & Krieger, LLP for specialized attorney services, adding \$250,000 for a total revised agreement amount of \$715,000, with no change to the term of May 1, 2017 through April 30, 2026; and
- b. Authorize the County Counsel to execute up to one (1) future amendment that does not exceed 10% (\$8,000) of the original Agreement amount, does not significantly alter the scope of work, and does not exceed a revised maximum amount of \$723,000.

RECOMMENDATION:

It is recommended the Board of Supervisors:

- a. Authorize the County Counsel to execute amendment No. 6 to the agreement (A-13923) with Best Best & Krieger, LLP for specialized attorney services, adding \$250,000 for a total revised agreement amount of \$715,000, with no change to the term of May 1, 2017 through April 30, 2026; and
- b. Authorize the County Counsel to execute up to one (1) future amendment that does not exceed 10% (\$8,000) of the original Agreement amount, does not significantly alter the scope of work, and does not exceed a revised maximum amount of \$723,000.

SUMMARY/DISCUSSION:

Best Best & Krieger, LLP provides advice and consultation with the Office of the County Counsel on a variety of healthcare-related issues to Natividad Medical Center. The firm performs specialized legal attorney services related to healthcare law, including, but not limited to, the Health Insurance Portability and Accountability Act (HIPAA), Stark and Anti-Kickback laws and laws pertaining to intellectual property law. They provide guidance on Business Associate Agreements, commercial law, and a variety of issues related to confidentiality of medical information.

OTHER AGENCY INVOLVEMENT:

County Council reviewed and approved this renewal and amendment No. 6 as to legal form, and the Auditor-Controller reviewed and approved as to payment provisions. The amendment No. 6 was reviewed and approved by NMC's Finance Committee and Board of Trustees on June 14, 2024.

FINANCING:

The cost for this amendment is \$250,000, of which \$100,000 is included in the Fiscal Year 2023-2024 Adopted Budget. Amounts for the remaining years of the agreement will be included in those budgets as appropriate. There is no impact to the General Fund. Funding will be provided from NMC's Enterprise Fund 451-9600-6606.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

This agreement is for legal consulting services regarding healthcare related matters on an as needed basis, the outcome of which will contribute to assisting NMC run efficient business operations.

- Economic Development
- Administration
- Health and Human Services
- Infrastructure
- Public Safety

Prepared by: Daniel Leon, Chief Financial Officer, 783-2561

Approved by: Charles R. Harris, M.D., Chief Executive Officer, 783-2504

Attachments:

- Best Best & Krieger Amendment No. 6
- Best Best & Krieger Renewal and Amendment No. 5
- Best Best & Krieger Amendment No. 4
- Best Best & Krieger Amendment No. 3
- Best Best & Krieger Amendment No. 2
- Best Best & Krieger Amendment No. 1
- Best Best & Krieger Agreement

Attachments on file with the Clerk of the Board

Charles R Harris
Charles R. Harris, M.D., Chief Executive Officer

06/20/2024
Date